

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Joseph Ruch on 7/7/09.

The title has been changed to read:

--METHOD FOR CLASSIFYING AND COUNTING LEUKOCYTES--.

In the claims, in claim 1(1) lines 1-2, has been deleted and changed to read:

--a step of staining cells in a hematological sample by treatment with a hemolytic agent, with a fluorescent dye capable of differentiating between--.

In claim 1(1), line 3, "at least among" has been deleted and replaced by --,--.

In claim 1(2), line 3, "respective" has been deleted.

In claim 1(3), line 4, "respective" has been deleted.

In claim 1(3), line 6, "respective" has been deleted.

In claim 7(2), line 1, "to give damage to" has been deleted and replaced by --which damages--.

In claim 7(4), lines 1-2, have been deleted and changed to read:

--a buffer having a pH range adjusted to 5.0 – 9.0 and osmotic pressure adjusted to 150 – 600 mOsm/kg.--.

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Non-elected claim 11 has been canceled without prejudice or disclaimer.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ralph Gitomer whose telephone number is (571) 272-0916. The examiner can normally be reached on Monday - Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jon Weber can be reached on (571) 272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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/Ralph Gitomer/
Primary Examiner, Art Unit 1657

Ralph Gitomer
Primary Examiner
Art Unit 1657